

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

FILED
IN CLERK'S OFFICE
US DISTRICT COURT E.D.N.Y.
★ JUL 21 2017 ★
BROOKLYN OFFICE

----- x
LILYA PILIPENKO and BORIS VOLCHKIN, individually,
and as administrators of the estate of DENIS VOLCHKIN,

Plaintiffs,

**STIPULATION AND
ORDER OF DISMISSAL**

15 CV 6053 (NG)(PK)

-against-

CITY OF NEW YORK; Police Officer RICHARD MOORE,
Shield No. 26107; Police Officer KRZYSTOF KONCEWICZ,
Shield No. 19305; Sergeant KAIYUEN LEUNG, Shield No.
1848; Police Officer YEVGENIY IVANKOVSKY, Shield No.
26285; Police Officer CRAIG MELAMED, Shield No. 10938;
NICHOLAS FELIX, Shield No. 27048; MICHAEL
SPESSARD, Shield No. 2036; and JOHN and JANE DOE 1
through 10, individually and in their official capacities (the
names John and Jane Doe being fictitious, as the true names
are presently unknown),

Defendants.
----- x

WHEREAS, the parties have reached a settlement agreement and now desire to
resolve the remaining issues raised in this litigation, without further proceedings and without
admitting any fault or liability;

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by
and between the undersigned, that

1. The above-referenced action is hereby dismissed with prejudice; and


2. Notwithstanding the dismissal of this action in accordance with this agreement, the District Court shall continue to maintain jurisdiction over this action for the purpose of enforcing the terms of the settlement agreement reached between the parties and set forth in the Stipulation of Settlement executed by the parties in this matter.

Dated: New York, New York
July 5, 2017

HARVIS & FETT, LLP
Attorneys for Plaintiff
305 Broadway, 14th Floor
New York, NY 10007
(212) 323-6880

By: *Gabriel P. Harvis*
Gabriel Harvis, Esq.
Attorney for Plaintiff

ZACHARY W. CARTER
Corporation Counsel of the
City of New York
Attorney for Defendants City of New York,
Moore, Koncewicz, Leung, Ivankovskiy,
Melamed, Felix, and Spessard
100 Church Street, 3rd Floor
New York, New York 10007

By: 
Karl J. Ashanti, Esq.
Senior Counsel

SO ORDERED:

s/ Nina Gershon
HON. NINA GERSHON
UNITED STATES DISTRICT JUDGE

Dated: *July 20*, 2017